

Application No. 09/940,283  
Response to Restriction Requirement dated May 15, 2003  
Attorney Docket No. 4441-0003

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

First-Named Inventor : BARDY, Gust H  
Serial No. : 09/940,283  
Filing Date : August 27, 2001  
Title : DUCKBILL-SHAPED IMPLANTABLE CARDIOVERTER  
DEFIBRILLATOR CANISTER AND METHOD OF USE  
Group Art Unit : 3762  
Examiner : DROESCH, Kristen L

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING UNDER 37 CFR § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service via First Class mail service in a post-paid envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 05.15.2003.

*Belinda J. Hunter*  
HUNTER, Belinda J.

**RESPONSE TO RESTRICTION REQUIREMENT PURSUANT TO 35 USC §121**

SIR:


In response to the Office Action of April 22, 2003 containing a restriction requirement, applicant hereby elects Species III related to an implantable cardioverter-defibrillator of Figs. 23A-23B, without traverse. Claims 1, 2, 4-59, 61-115, 117-150 read on these species

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Dated: May 15, 2003  
New York, New York

Respectfully submitted,  
GOTTLIEB RACKMAN & REISMAN PC  
Attorneys for Applicant  
270 Madison Avenue  
New York, New York 10016-0601  
Telephone: 212/684-3900  
Telefax: 212/684-3999

By: \_\_\_\_\_

  
WEISZ, Tiberiu  
Reg. No. 29,876

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